

MAY 12 2011

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**CHRIS CARTY,**

**Plaintiff,**

**vs.**

**C/O T. SMITH, ET AL.,**

**Defendant(s).**

**CASE NO. 7:11CV00173**

## FINAL ORDER

**By: Samuel G. Wilson**  
**United States District Judge**

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915(e)(2)(b) and 42 U.S.C. § 1997e(a), and this action is stricken from the active docket of the court.

**ENTER:** This 17<sup>th</sup> day of May, 2011.

United States District Judge